

REMARKS

Claims 13-15, 18-22, 25-29, and 32-41 are presently pending. Claims 13-15, 20-22, and 27- 29 have been amended and Claims 37-39 have been added. Support for the amendments to the claims is provided throughout the specification including paragraphs [0029], [0035]-[0046], [0073]-[0087], [0109] and [0113] and the corresponding figures. No new matter has been added. Applicant respectfully requests further examination on the merits in view of the amendments to the claims and the following remarks.

The 35 USC§103(a) Claim Rejections

Claims 13-15, 17, 19-24, 26-29, 31 and 34-36 were rejected pursuant to 35 USC §103(a) as being obvious in view of the combination of US Patent No. 6,442,611 to Navarre et al. (hereinafter referred to as "Navarre") and US Patent Publication No. 2003/0135546 to Yoshioka (hereinafter referred to as "Yoshioka"). In addition, Claims 18, 25, and 32 were rejected as obvious pursuant to 35 USC §103(a) in view of Navarre as modified by Yoshioka and US Patent No. 6,393,479 to Glommen et al. (hereinafter referred to as "Glommen"). Further, Claims 16, 23 and 30 were rejected as obvious pursuant to 35 USC §103(a) in view of Navarre as modified by Yoshioka and US Patent Publication No. 2002/0032781 to Yoshida et al. (hereinafter referred to as "Yoshida").

Applicant has amended independent Claims 13, 20 and 27 and the claims dependent therefrom to clarify that which was previously claimed. The clarifying amendments to the presently pending claims render the present rejections moot. For example, Claim 13 has been amended to describe that the second processing unit is further configured to decrease an amount of data in the relayed data communication in response to the communication request satisfying a predetermined condition, the predetermined condition comprising the download source indicated with the first identifier received in the communication request being identical to the original source indicated with the second identifier included in the regulation information.

In another example, Claim 20 describes a first storage unit configured to store regulation information to regulate the data communication in response to a communication request received from a communication terminal, the communication request including an application identifier indicative of an application program and a first identifier indicative of a download source from which the application program was downloaded to the communication terminal, the stored regulation information including the application identifier indicative of the application program stored in association with a second identifier indicative of a predetermined original provider of the application program.

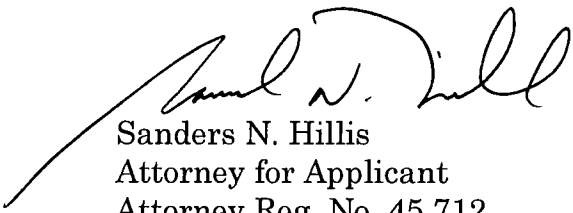
In still another example, the method of Claim 27 describes comparing the communication request to the stored regulation information with the relay server,

the stored regulation information including the application identifier indicative of the application program stored in association with a second identifier indicative of an original provider of the application program, and invoking a constraint of the data communication between the communication terminal and the server with the relay device, if the communication request satisfies a predetermined condition, the predetermined condition comprising the download source indicated with the first identifier received in the communication request being identical to the original provider indicated with the second identifier included in the regulation information.

Accordingly, the presently pending claims of this application are allowable and Applicant respectfully requests the Examiner to issue a Notice of Allowance for this application. Should the Examiner deem a telephone conference to be beneficial in expediting allowance/examination of this application, the Examiner is invited to call the undersigned attorney at the telephone number listed below.

Respectfully submitted,

Dated: DEC 1, 2009


Sanders N. Hillis
Attorney for Applicant
Attorney Reg. No. 45,712

BRINKS HOFER GILSON & LIONE
CUSTOMER NO. 27879
Telephone: 317-636-0886
Facsimile: 317-634-6701